IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 680 OF 2005
IN
CRIMINAL MISC. APPLICATION NO. 1 OF 2005
IN
CRIMINAL APPEAL NO.45 OF 2001

Samson Julias Crasto — Appellant/ Applicant

vs.

State — Respondent

None for the applicant.

Ms.V.R.Bhonsale, APP for the State of Goa.

CORAM : R. M. LODHA &
R. S. MOHITE,JJ.

DATED : 3rd February 2005

P.C.

None appears for the applicant. Ms.V.R.Bhonsale, APP appears for the State of Goa.

2. This application is at the instance of the accused-appellant in Criminal Appeal No.45/2001 praying therein that he be permitted to leave jurisdiction of this Court for a period from 23.01.2005 until 31.12.2005. In the application, it is averred that the applicant is presently employed with the company known as "Tide Water Crewing Ltd.". The company showed interest in engaging services of the applicant as Seaman for the period beginning from 01.02.2005 until 31.12.2005. According to applicant, in order to avail

this opportunity he is required to report on 21.01.2005 at the office of the company situate at Powai in Mumbai. Before he could be engaged as Seaman, the applicant is required to undergo various tests. The applicant has also averred that if selected as Seaman by the said company he will be sailing on one of the vessels likely to set sail on 1.02.2005.

3. From the facts aforenoticed, it is apparent that the prayer made in the application no longer survives and the application has become infructuous. May be because of that neither the applicant nor his counsel is present.

4. In the circumstances, the application does not deserve to be considered on merits and is dismissed for want of prosecution as well as having become infructuous.

(R.M. LODHA,J.)

(R.S. MOHITE,J.)